

**TARTER KRINSKY & DROGIN LLP**

*Attorneys for Charles Neiss*  
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Scott S. Markowitz, Esq.  
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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
In re:

NEW YORK SPOT, INC.,

Debtor.

Chapter 11

Case No.: 12-48530

-----X

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
                                  ) ss.:  
COUNTY OF NEW YORK    )

Cliff Roca, being duly sworn, deposes and says:

1.     I am not a party to this proceeding, I am over 18 years of age, and I reside in the County of Somerset, State of New Jersey.

2.     On May 9, 2014, I caused true and correct copies of the following documents to be served upon all parties set forth on the service list attached hereto, via First Class Mail, by enclosing each document in properly addressed, prepaid envelopes, and causing the same to be deposited into a designated depository maintained by the United States Postal Service:

- **Notice of Hearing on Objection of Charles Neiss to Proposed Distribution of Sale Proceeds to West 22<sup>nd</sup> LLC**
- **Objection of Charles Neiss to Proposed Distribution of Sale Proceeds to West 22<sup>nd</sup> LLC**

/s/ Cliff Roca  
Cliff Roca

Sworn to before me on this  
12th day of May, 2014

/s/ Elizabeth Ellen Zaikowski  
Notary Public

Elizabeth Ellen Zaikowski  
Notary Public, State of New York  
No. 01ZA618127  
Qualified in Suffolk County  
Commission Expires January 28, 2016

**Service List**

David Carlebach  
The Carlebach Law Group  
55 Broadway  
Suite 1902  
New York, NY 10006

Office of the United States Trustee  
Eastern District of NY (Brooklyn Office)  
U.S. Federal Office Building  
201 Varick Street, Suite 1006  
New York, NY 10014

J Ted Donovan  
Goldberg Weprin Finkel Goldstein LLP  
1501 Broadway  
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Kevin J Nash  
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Mark A. Frankel, Esq.  
Backenroth Frankel & Krinsky, LLP  
489 Fifth Avenue  
28th Floor  
New York, NY 10017

West 22<sup>nd</sup> Street Claim Inc.  
c/o Pick & Zabicki LLP  
369 Lexington Avenue, 12<sup>th</sup> Floor  
New York, NY 10017  
Attn: Douglas J. Pick, Esq.

New York Spot, Inc.  
3317 Avenue N  
Brooklyn, NY 11234-2605